

SUMMARY REPORT OF INVESTIGATION**I. EXECUTIVE SUMMARY**

Date of Incident:	June 23, 2017
Time of Incident:	2:10 am
Location of Incident:	[REDACTED]
Date of COPA Notification:	June 19, 2018
Time of COPA Notification:	11:51 am

The Reporting Party Witness, [REDACTED] alleged that he observed the accused off-duty officers, use excessive force while engaged in a physical altercation with [REDACTED]

II. INVOLVED PARTIES

Involved Officer #1:	[REDACTED] star # [REDACTED] employee ID# [REDACTED], Date of Appointment [REDACTED]/2014, PO, Unit 10, DOB [REDACTED]/1984, M, WWH
Involved Officer #2:	[REDACTED] star# [REDACTED] employee ID# [REDACTED] Date of Appointment [REDACTED]/2015, PO, Unit 10, DOB [REDACTED]/1992, M, WWH
Involved Individual #1:	[REDACTED] DOB [REDACTED] 1996, M, HBLK
Involved Individual #2:	[REDACTED] DOB [REDACTED] 1994, M, BLK

III. ALLEGATIONS

Officer	Allegation	Finding / Recommendation
Officer [REDACTED]	1. It is alleged that the accused used excessive force, when he grabbed the arm of [REDACTED] while [REDACTED] was engaged in a physical altercation with Officer [REDACTED] [REDACTED]	Not Sustained
Officer [REDACTED]	1. It is alleged that the accused used excessive force to physically beat [REDACTED]	Not Sustained

IV. APPLICABLE RULES AND LAWS

Rules

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1. Rule 8: Disrespect to or maltreatment of any person, while on or off duty.
 2. Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
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General Orders

1. G03-02 Use of Force

V. INVESTIGATION

a. Interviews

In his statement to COPA¹ on August 29, 2018, [REDACTED] alleged that the accused officers used excessive force to physically beat [REDACTED] Mr. [REDACTED] explained that he and Mr. [REDACTED] were walking down the street talking and he looked around and Mr. [REDACTED] was no longer walking with him. He saw that Mr. [REDACTED] was across the street engaged in an argument with Officer [REDACTED]. He saw the officer take down Mr. [REDACTED] and the two began to wrestle. He said he ran across the street because he saw Officer [REDACTED] run over to the pair and grab Mr. [REDACTED] arm from around Officer [REDACTED] neck. Mr. [REDACTED] then hit Officer [REDACTED] in the head and knocked him unconscious. Mr. [REDACTED] stated that he had no idea when the officers appeared on the street or that Officer [REDACTED] and Mr. [REDACTED] were engaged in an altercation. He said he did not communicate with either of the accused officers. He explained that Officer [REDACTED] used excessive force when he grabbed Mr. [REDACTED] arm. Mr. [REDACTED] stated that he was charged with aggravated battery to a police officer and was awaiting trial for this offense.

Mr. [REDACTED] was not available to give a statement. COPA learned, from a Chicago Police Department Original Case Incident Report², that Mr. [REDACTED] was murdered on May 8, 2018.

The accused officers were not required to give statements to COPA because the digital evidence of the altercation refuted Mr. [REDACTED] allegation of excessive force.

b. Digital Evidence

Body Worn Camera footage³ showed Mr. [REDACTED] stating that the accused officers claimed to be an off-duty Chicago police officers and that he thought they were impersonating police officers. BWC footage showed Mr. [REDACTED] talking to police and being placed in the back of a police vehicle. There is no footage of Mr. [REDACTED] alleging excessive force by the accused officers.

Inventory # [REDACTED] for RD# [REDACTED] is cellular telephone video from [REDACTED] Said video captures Officer [REDACTED] take down Mr. [REDACTED] and then shows them on the ground wrestling. It shows Officer [REDACTED] run over to Officer [REDACTED] and Mr. [REDACTED] and then reach in toward the two men. As soon as Officer [REDACTED] reaches in, Mr. [REDACTED] hits Officer [REDACTED] in the head and knocks him unconscious.

c. Documentary Evidence

¹ Att. 4

² Att. 2

³ Att. 5

⁴ Att. 11|Inventory # [REDACTED] RD [REDACTED]

The required Chicago Police Department Arrest Reports⁵, Original Case Incident Report⁶, Case Supplementary Reports⁷, Officer Battery Reports⁸, and Tactical Response Reports,⁹ were completed for the incident. The arrest reports state that [REDACTED] and [REDACTED] approached the accused to sell illegal drugs and when the accused officers identified themselves as Chicago Police officers, an argument ensued. This led to Officer [REDACTED] and Mr. [REDACTED] engaging in a physical altercation, which further led to Officer [REDACTED] being knocked unconscious by Mr. [REDACTED].

VI. ANALYSIS

COPA recommends a finding of NOT SUSTAINED for allegation #1 against Officer [REDACTED] and allegation #1 against Officer [REDACTED]

It is clear from the cellular telephone footage that the accused officers did not use excessive force in their contact with Mr. [REDACTED]. Mr. [REDACTED] credibility is also in question because he made contradictory statements to the Chicago Police and COPA, regarding his interaction with the accused officers. Therefore, the allegation of excessive force cannot be sustained.

VII. CONCLUSION

Based on the analysis set forth above, COPA makes the following findings:

Officer	Allegation	Finding / Recommendation
Officer [REDACTED] [REDACTED]	1. It is alleged that the accused used excessive force, when he grabbed the arm of [REDACTED] while [REDACTED] was engaged in a physical altercation with Officer [REDACTED]	Not Sustained
Officer [REDACTED] [REDACTED]	1. It is alleged that the accused used excessive force to physically beat [REDACTED]	Not Sustained

⁵ Att. 6

⁶ Att. 7

⁷ Att. 8

⁸ Att. 9

⁹ Att. 10

Approved:

Deputy Chief Administrator

12-19-18
Date

Appendix A

Assigned Investigative Staff

Squad#:

12

Investigator:

Supervising Investigator:

Deputy Chief Administrator:

